

presented to the Governor.

On motion of Mr Taylor of Cass, the Senate adjourned until 9 o'clock to-morrow morning.

SATURDAY, JAN., 26th, 1856.

The Senate was called to order by the President pursuant to adjournment. Prayer by the Chaplain—roll called—quorum present.

The Journal of yesterday was read and adopted.

Mr Grimes presented the petition of Wm. H. McCulloch; referred to the committee on private land claims No. 2.

On motion of Mr Armstrong, the rule was suspended, and a bill to create and organize the county of San Saba, taken up, read 1st time.

On motion of Mr Armstrong, the rule was suspended, bill read 2nd time and passed to a 3rd reading.

On motion of Mr Taylor of Cass, the rule was further suspended, bill read 3rd time and passed.

On motion of Mr Weatherford, the rule was suspended, and a bill to create the county of Llano, taken up and read first time.

On motion of Mr Armstrong, the rule was suspended, bill read 2nd time and passed to a third reading.

On motion of Mr Taylor of Cass, the rule was further suspended, bill read 3rd time and passed.

Mr Taylor of Fannin, chairman of the committee on private land claims, to which was referred the petition of the heirs of James M. Rose, reported the accompanying bill, recommending its passage.

A bill for the relief of the heirs of James M. Rose; read first time.

Mr Taylor of Fannin, chairman of the same committee, to which was referred a bill for the relief of the heirs of John McCormick, reported the same back, recommending its passage.

Mr Potter, chairman of the committee on the Judiciary to which was referred a bill to incorporate the city of Austin, reported a substitute therefor, recommending its adoption and passage.

On motion of Mr Caldwell, the rule was suspended, the substitute adopted and bill read 2nd time.

On motion of Mr Potter, the 14th section of the bill was amended by inserting "one-half of" before "one per cent."

The bill was then ordered to be engrossed.

On motion of Mr Guinn, the rule was further suspended. bill read 3rd time and passed.

Mr Taylor of Fannin, chairman of the committee on private

land claims, No. 1, to which were referred the claims of the heirs of Connel Manchaca, reported a bill for their relief, recommending its passage.

A bill for the relief of the heirs of Connel Manchaca; read 1st time.

On motion of Mr Taylor of Fannin, the rule was suspended, the bill read 2nd time and ordered to be engrossed.

On motion of Mr Grimes, the rule was further suspended, bill read 3rd time and passed.

Mr Russell, from the committee on engrossed bills, reported correctly engrossed,

A bill to incorporate the Terraqueous Transportation company.

And a bill supplementary to an act to incorporate the Aransas Road company, approved Feb. 14th, 1852.

Mr Hord, chairman of the committee on State Affairs, to which was referred a petition for the relief of John W. Townsend, a minor, reported the accompanying bill, recommending its passage.

A bill for the relief of John W. Townsend; read 1st time.

On motion of Mr Taylor of Fannin, the rule was suspended, bill read 2nd time and ordered to be engrossed.

On motion of Mr Taylor of Cass, the rule was further suspended, bill read 3rd time and passed.

Mr Wren, from the committee on private land claims No. 1, submitted the following report:

The committee on private land claims, No. 1, have had under consideration the petition of the administrator of John Marshall dec'd., and find that said Marshal emigrated to Texas previous to the declaration of Independence—served in several campaigns in the Texas army, and in the battle of San Jacinto, and remained in said Republic until some time in the year 1838, and in said year died. The committee therefore report the accompanying bill, and recommend its passage.

A bill for the relief of the heirs of John Marshall, dec'd; read first time.

On motion of Mr Bryan, the rule was suspended, bill read 2nd time and ordered to be engrossed.

On motion of Mr Bryan, the rule was further suspended, bill read third time and passed.

Mr Hord, chairman of the committee on State Affairs, made the following report:

The committee on State affairs, to which was referred the petition of David Cole and accompanying evidence, praying for an annual pension, have instructed me to report, that they are fully satisfied that the petitioner participated in the battle of San Jacinto, and there had the good fortune to be one of the captors of

Gen. Santa Anna, and that he again enrolled himself to defend the Republic in the invasion of 1842. Further it is fully proved to the committee, that the petitioner is a man of family and is now blind.

The committee are satisfied that no stronger case can be presented for relief. The constitution of the State, however, precludes the Legislature from making any appropriation of money for a longer period than two years. It is therefore out of its power to grant the petitioner a perpetual annual pension—but this legislature can make the necessary appropriation for the next two years and it is not to be doubted that the ensuing legislature will also be mindful of those who have assisted in the defence of the country—hence the committee report the accompanying bill, recommending its passage.

A bill to grant a pension to David Cole; read 1st time.

Mr Potter offered the following resolution:

Resolved, That from this time to the 4th of Feb., 1856, no Senator shall be allowed to talk more than ten minutes at a time on any question, unless by special leave, given by a majority of the Senators present.

On motion of Mr Guinn, the resolution was amended by striking out "ten" and inserting "five."

The resolution was then adopted.

On motion of Mr Taylor of Cass, a bill for the relief of John McClosky, was taken up, read 2nd time and ordered to be engrossed.

On motion of Mr Taylor of Cass, the rule was suspended, bill read 3rd time and passed.

On motion of Mr Taylor of Cass, a bill to incorporate Ida Lodge, No. 14, I. O. O. F., was taken up, read 2nd time and ordered to be engrossed.

On motion of Mr Flanagan, the rule was suspended, bill read 3rd time and passed by the following vote:

YEAS—Messrs. Allen, Armstrong, Bryan, Burroughs, Caldwell, Doane, Flanagan, Guinn, Hill, Lott, McCulloch, McDade, Martin, Milliean, Palmer, Pirkey, Russell, Scott, Superviele, Taylor of Cass, Truit, Weatherford, Whitaker, and White—24.

NAYS—Messrs. Taylor of Fannin, and Wren—2.

On motion of Mr McCulloch, the report of the committee on public buildings, on a bill to provide for the safe keeping of the Capitol and its contents and the protection of the other public buildings and grounds, offering a substitute therefor, was taken up, the substitute adopted and bill read second time.

On motion of Mr McCulloch, the second section of the bill was stricken out.

The bill was then ordered to be engrossed.

On motion of Mr McCulloch, the rule was suspended, bill read 3rd time and passed.

On motion of Mr Potter, a House bill amendatory of an act concerning crimes and punishments, approved March 20th, 1848—was taken up and read 1st time.

On motion of Mr Burroughs, the rule was suspended, bill read 2nd time and passed to a third reading.

On motion of Mr Guinn, the rule was further suspended, bill read 3rd time and passed.

Mr Russell moved to adjourn till Monday morning ten o'clock—lost.

On motion of Mr Taylor of Cass, the Senate adjourned till 3 o'clock, P. M.

3 O'CLOCK, P. M.

The Senate met—roll called—quorum present.

On motion of Mr Pedigo, a bill to incorporate the Trinity Valley Rail Road Company, was taken up and read second time.

Mr Allen offered a substitute for the 1st. 2nd. 3rd. 4th. and 5th sections—adopted.

Mr Allen offered the following amendments:

1st. To the 17th Section—Strike out the word "sixteen" and insert the word "eight" whenever it occurs.

2nd. To the 18th section, add:

This company shall be entitled to all the rights, benefits and privileges of an act passed by the Legislature of this State, approved Jan. 30th, 1854, entitled an act to encourage the construction of Rail Roads and donations of land.

Both amendments being adopted, the bill was ordered to be engrossed.

On motion of Mr Pedigo, the rule was suspended, bill read 3rd time and passed by the following vote:

YEAS—Messrs. Allen, Doane, Flanagan, Guinn, McCulloch, Martin, Maverick, Palmer, Pedigo, Pirkey, Potter, Scott, Superviele, Taylor of Cass, Truit, Weatherford, White and Wren—18.

NAYS—Messrs. Bryan, Burroughs, Grimes and Russell—4.

On motion of Mr White, a bill for the relief of Juan Delgado was taken up, read second time and ordered to be engrossed.

On motion of Mr Guinn, the rule was suspended, bill read 3rd time and passed by the following vote:

YEAS—Messrs. Bryan, Burroughs, Caldwell, Doane, Flanagan, Guinn, McCulloch, Martin, Maverick, Palmer, Potter, Scott, Superviele, Taylor of Cass, Truit, Weatherford and White—17.

NAYS—Messrs. Armstrong, Grimes, Millican, Pirkey, Russell, and Wren—6.

Mr Guinn, chairman of the committee on Engrossed Bills, reported correctly engrossed—

A bill for the relief the heirs of Connel Manchaca.

A bill for the relief of John W Townsend; and

A bill for the relief of the heirs of John Marshall.

Mr Russell, from the committee on Engrossed Bills, reported as correctly engrossed—

A bill providing for the safe keeping of the Capitol and its contents, and the protection of the other public buildings and grounds.

A bill to incorporate Ida Lodge, No 14, of the I O O F; and

A bill for the relief of John J Closkey.

On motion of Mr Potter, the report of the committee on Public Debt, on a bill making an appropriation to pay a portion of the second class debt of the late Republic of Texas, offering an amendment thereto, was taken up, read, and the amendments adopted.

The bill was then ordered to be engrossed.

On motion of Mr Scott, the report of the select committee, on a bill supplemental to the 1st section of an Act on Limitations, offering amendments thereto, was taken up.

Mr Palmer offered the following as a substitute for the 1st amendment reported by the committee:

Amendment to change the caption, so as to read as follows: "A bill supplementary to an Act entitled an Act of Limitations, passed Feb'y 5th, 1841;" adopted.

Mr Hill offered the following as a substitute for the bill and amendments:

A Joint Resolution, rebuking the State of Massachusetts—

Resolved, That the Legislature of the State of Texas does most solemnly rebuke the State of Massachusetts for the course she has pursued in nullifying the Fugitive Slave Law, as well as for her inordinate abolition tendencies.

On motion of Mr Bryan, the bill, amendments and substitute were made the special order for Monday, the 28th inst. at 10½ A. M.

On motion of Mr Palmer, a bill giving a pension to David Cole, was taken up; read second time and ordered to be engrossed.

On motion of Mr Burroughs, the rule was suspended, bill read third time and passed by the following vote:

YEAS.—Messrs. Armstrong, Bryan, Burroughs, Caldwell, Doane, Grimes, Hill, Lott, McCulloch, McDade, Martin, May-

erick, Palmer, Pirkey, Russell, Scott, Superviele, Taylor, of C., Truit, Weatherford, Whitaker and White—22.

NAYS—Messrs Allen, Guinn and Millican—3.

On motion of Mr Lott, a House bill to repeal an Act entitled an Act to incorporate the Tyler University in the town of Tyler, county of Smith, and to re-incorporate the same, was taken up and read first time.

On motion of Mr Taylor, of Cass, the rule was suspended, bill read second time and passed to third reading.

On motion of Mr Guinn, the rule was further suspended, bill read third time and passed by the following vote :

YEAS—Messrs Allen, Bryan, Burroughs, Caldwell, Flanagan, Grimes, Guinn, Hill, Lott, McCulloch, McDade, Martin, Maverick, Palmer, Russell, Scott, Superviele, Taylor, of C., Truit, Weatherford, Whitaker and White—22.

NAYS—Mr Millican—1.

On motion of Mr White, a bill to incorporate the Indianola Wharf Company, was taken up, read second time and ordered to be engrossed.

On motion of Mr Taylor, of Cass, the rule was suspended, bill read third time and passed by the following vote :

YEAS—Messrs Allen, Armstrong, Burroughs, Caldwell, Flanagan, Grimes, Guinn, Hill, Lott, McCulloch, McDade, Martin, Maverick, Palmer, Pirkey, Scott, Superviele, Taylor, of Cass, Truit, Weatherford, White and Wren—22.

NAYS—Mr Bryan—1.

On motion of Mr Flanagan, a bill requiring the Commissioner of the General Land Office to perform certain duties therein named, was taken up, read and passed to a third reading.

On motion of Mr Flanagan, the rule was suspended, bill read third time and passed.

On motion of Mr Weatherford, a bill to authorise and require certain suits pending in the counties of Hill and Ellis to be transferred to the county of Johnson, was taken up, read third time and passed.

Mr Guinn, chairman of the committee on Engrossed bills, reported a bill for the relief of Juan Delgado, correctly engrossed.

Mr Martin moved to reconsider the vote passing a bill to amend the caption and 1st and 16th sections of an Act to incorporate the Texas Western Railroad Company, approved 16th Feby, 1852; lost by the following vote :

YEAS—Messrs Armstrong, Burroughs, Caldwell, Martin, Millican, Taylor, of C., Weatherford and Wren—8.

NAYS—Messrs. Allen, Bryan, Doane, Flanagan, Grimes,

Guinn, Hill, Lott, McCulloch, McDade, Maverick, Palmer, Pirkey, Potter, Scarborough, Scott, Taylor, of Fannin, Truit, Whitaker and White—20.

On motion of Mr Weatherford, the Senate adjourned until 10 o'clock Monday morning.

MONDAY, JANUARY 28th, 1856.

The Senate was called to order by the President, pursuant to adjournment—prayer by the Chaplain—roll called quorum present.

The Journal of Saturday was read and adopted.

Mr Maverick presented the memorial of G. Schleicher and others; referred to committee on the Judiciary. Also the petition of James R. Burt; referred to the committee on Finance.

Mr Guinn chairman of the committee on Engrossed bills, reported correctly engrossed.

A bill to grant a pension to David Cole.

A bill making an appropriation for the payment of a portion of the second Class Debt of the late Republic of Texas.

A bill to incorporate the Indianola Wharf company.

A bill to incorporate the Trinity Valley Rail Road company.

A bill to incorporate the City of Austin.

Mr Russell from the same committee reported a bill donating ten sections of land to Robert Wilson, correctly engrossed.

Mr Taylor of Cass, chairman of the committee on public debt, made the following reports: The committee on public debt, have examined the petition and vouchers of Robert Baldwin, asking pay for transportation and provisions furnished a company of volunteers for the Texas army in 1836, and find that the claim is fully sustained by the affidavits of General H. McCloud and Gen. J. T. Chambers, who were in the Texas service at that time, and have instructed me to report a bill to pay the same recommending its passage.

A bill for the relief of Robert Baldwin; read first time.

The committee on public debt, whose duty it was made by a resolution of the Senate to examine into that class of Public debt now in the Auditor's Office known as spoliation claims and classify the same and report the amount and character of each class and such other information on the subject as may be of interest, herewith report the result of their labors in Documents A and B. Document A, shows the name of the claimant, the amount claimed, by whom filed, and the evidences. Document B, is a classification of their claims into four classes. The first class, comprises that portion which purports to have been used by the